UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

HIMITED STATES OF AMEDICA

UNITED STATES OF AMERICA,)
Plaintiff,)
v.) CASE NO. 3:12-CR-00021
) Chief Judge Haynes
WILLIAM WEAVER,	Exerch ?
,	Trunstan 106ZANRO
Defendant.) (MATRI)
	MERANDE
	Lulast
NOTICE OF STATUS A	AS TO LEGENDS CREST and
MOTION TO APPROVE CONSENT OF	RDER FOR THE DISTRIBUTION OF FUNDS
RELATED TO THE SALE (OF 725 LEGENDS CREST DRIVE 9-10-17

The United States advises the Court of the status of the Ancillary Proceeding in regard to the Real Property known as 725 Legends Crest Drive, Franklin, TN 37069 more particularly describe in Docket Entry 94. The petitioners of interest, Legends Ridge Homeowners Association, Inc. and Legends Ridge Swim and Tennis Club, Daniel Gardner, April Gardner, and Chicago Title Insurance Company have agreed to a Consent Order for the Distribution of the \$154,644.05 in funds related to the August 2014 sale of 725 Legends Crest Drive, the proceeds of which have been deposited with the Middle District of Tennessee Clerk's Office. (D.E. 106: Receipt of Proceeds). As an officer of the court, the undersigned advises this court that the IRS was duly advised of this lawsuit, and the Office of District Counsel has advised the United States Attorneys Office for the Middle District of Tennessee that the IRS will not be asserting an interest to the funds in this lawsuit.

At the real estate closing, payments were made to the local and state taxes, real estate fees and normal settlement expenses such as document recording and title fees, and additional Settlement Charges related to Legends Ridge HOA. (D.E. 106: Settlement Statement, page ID 861, 862). The United States Marshal Service's expenses in the amount of \$506.00 and the expense in the amount of \$93.00 for filing fees were not paid at the time of closing. *Id* The \$506.00 for expenses and the \$93.00 for the filing fees should be paid to the United States Marshal Service, for a total of \$599.00 to the United States Marshal Service.

The proposed Consent Order for Distribution of funds, attached hereto for the Court's convenience, recognizes the Court's Modified Order re: Interlocutory Sale of Legend's Crest, the Court's Priority Order, and extinguishes any IRS lien that may have attached to the proceeds of the funds.

Daniel Gardner and April Gardner have authorized the filing of this motion and the Consent Order.

Chicago Title, via Matthew A. Grossman, Esq. has authorized the filing of this motion and the Consent Order.

Legends Ridge Homeowners Association, Inc. and Legends Ridge Swim and Tennis Club via Matthew A. Moushon, Esq., have authorized the filing of this motion and the Consent Order

Upon approval of this Consent Order, the only remaining property in this ancillary hearing is real property known as 288 Farmstead Lane. The Court will be notified as soon as the expected sale of 288 Farmstead Lane is complete.

Respectfully submitted,

DAVID RIVERA United States Attorney

By: s/Debra Teufel Phillips

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CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of September, 2014, a copy of the foregoing Notice and proposed Consent Order was filed electronically. Notice of this filing will be hand delivered to AUSA Steve Jordan. Notice of this filing will be sent to the following, if registered, by operation of the Court's electronic filing system. If not registered, notice was mailed by regular U.S. mail to:

Jonathan D. Curtis, Esq.
Attorney for:
Legend's Crest Homeowner's Association
Attorney and
Legend's Crest Swim and Tennis Club
2020 Fieldstone Parkway Suite 900-92
Franklin, TN 37069

Matthew A. Moushon, Esq.
Attorney f or:
Legend's Crest Homeowner's Association
Attorney and
Legend's Crest Swim and Tennis Club
Parker, Lawrence, Cantrell & Smith
201 Fourth Avenue, N Suite 1700
Nashville, TN 37219

Matthew A. Grossman, Esq. Attorney for: Chicago Title Insurance Company Frantz, McConnell & Seymour, LLP 550 West Main Street Suite 500 Knoxville, TN 37902

Daniel C. Gardner 707 Hillsboro Road Franklin, TN 37064 April M. Gardner 707 Hillsboro Road Franklin, TN 37064

Great American Insurance Group 5 Waterside Crossing, 3rd Floor Windsor, CT 06095 Re: Restitution for Claim #740-501361

The 4-J LP
David Stansell
860 Visco Drive
Nashville, TN 37210
Re: William Weaver Fraud

Rebecca Vance Harris IRS Senior Attorney Office of Chief Counsel Internal Revenue Service 810 Broadway, Suite 400 Nashville, TN 37203

Steve Jordan United States Attorney's Office Middle District of Tennessee 110 9th Ave., S., Ste. A-961 Nashville, TN 37203

s/Debra Teufel Phillips
DEBRA TEUFEL PHILLIPS